HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.NO. 22093 OF 2006

DATED: 26.10.2006

Between:

P. Rama Subba Reddy and another

… Petitioners

and

The Land Acquisition Officer-cum-Revenue
Divisional Officer

… Respondent

HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.NO.22093 OF 2006

ORAL ORDER:

The petitioners assail the notification issued under Section 4 (1) of the Land Acquisition Act, 1894 (for short 'the Act'), proposing acquisition of a total extent of Ac.3.61 cents, claimed to belong to them in Sy.No.230/2 of Rayamalpuram village, Nandyal Mandal, Kurnool District, for providing house-sites for weaker families of the village. Urgency clause under Section 17 (4) of the Act has not been invoked and notice under Section 5-A (1) is issued on 22.6.2006 itself. However, the petitioners claim not to have received the notice as they were residing in neighbouring village. The petitioners in this writ petition seek an opportunity to lodge their objections and have them considered under Section 5-A of the Act by the competent authority.

In the circumstances above, the petitioners are at liberty to submit their objections to the respondent within two weeks from today. On their submitting the objections, the competent authority under Section 5-A (2) of the Act shall consider the same and take an appropriate decision. Till the decision under Section 5-A (2) is taken and communicated to the petitioners by the competent authority, no

further proceedings under the Act shall be taken by the respondent and the petitioners shall not be dispossessed.

The writ petition is disposed of at the stage of admission after hearing the learned Government Pleader for Land Acquisition. No order as to costs.

GODA RAGHURAM, J

Date: 26.10.2006

Note: CC as soon as possible.
Bo cvm